IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GHULAM MOHAMMED

WRIT PETITION NO : 4811 of 2005

Between:

1 Eddae Devaiah, S/o. Mallaiah
R/o. Damaranchapally Village, Chennapuram Post, Regonda Mandal, Warangal District.
2 Kotha Thirupathaiah S/o. Narsaiah,
R/o. Damaranchapally Village, Chennapuram Post, Regonda Mandal, Warangal District.

... PETITIONERS

AND

1 The Deputy Secretary, Ministry of Home Affairs,
Freedom Fighters Division, Government of India, Loknayak Bhavan,

New Delhi.

2 The Joint Secretary to Government of A.P. Revenue (FPIV)

Department, Freedom Fighters Pension Scheme, Secretariat,

Hyderabad.
3 The Chairman, Screening Committee, Hyderabad Freedom Struggle,
O/o. Ministry of Home Affairs, Govt. of India, Loknayak Bhavan, New

Delhi.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or directions more particularly a writ in the nature of Mandamus, declaring the action of the Respondents in not considering the applications of the Petitioners for sanction of Freedom Fighters Pension along with others as illegal, arbitrary, discriminative and is violative of principles of natural justice and consequently direct the Respondents to consider the claim of the Petitioners under the Swatantra Sainik Samman Pension scheme'1980 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of Justice.

Counsel for the Petitioner: MR.JAKKA SRINIVASA RAO

Counsel for the Respondent Nos.1 & 3: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.) and MR. B.S. VENKATA RAMESH

Counsel for the Respondent No.2: GP FOR REVENUE

The Court made the following:

ORDER: (per Hon'ble Sri Justice Ghulam Mohammed)

The petitioners claim that they are Freedom fighters and have participated in the movement launched against the then Nizam Government during the period 1947-48 for integration of Hyderabad State with the Indian territory.

In the instant, writ petition, they are assailing the in action on the part of the respondents in not considering their applications for sanction of Freedom Fighters Pension under the Swatantra Sainik Samman Pension Scheme, 1980.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

In the circumstances, the writ petition is disposed of directing the respondents to consider and dispose of the applications said to have been made by the petitioners for sanction of Freedom Fighters Pension under the Swatantra Sainik Samman Pension Scheme, 1980, within a period of eight weeks from the date of receipt of a copy of this order, in accordance with law. No costs.

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Ghulam Mohammed, J

Dated: 29th April, 2005

Nrg.

To:

1 The Deputy Secretary, Ministry of Home Affairs,
Freedom Fighters Division, Government of India, Loknayak Bhavan, New

Delhi.

2 The Joint Secretary to Government of A.P. Revenue (FPIV) Department,
Freedom Fighters Pension Scheme, Secretariat, Hyderabad.

3 The Chairman, Screening Committee, Hyderabad Freedom Struggle,
O/o. Ministry of Home Affairs, Govt. of India, Loknayak Bhavan, New

Delhi.

4. 2 CCs to Asst. Solicitor General, (O.U.T.)

5. 2 CCs to GP for Revenue, APHC, Hyderabad. (O.U.T.)

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